

## United States Patent and Trademark Office

Page 1 of 2

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Viginia 22313-1450 www.usplu.gov

APPLICATION NUMBER FILING OR 371 (c) DATE FIRST NAMED APPLICANT ATTORNEY DOCKET NUMBER 10/812,854 03/29/2004 Craig Webster PAT-032A2

29129 ROCCO L. ADORNATO C/O WEST CORPORATION 11808 MIRACLE HILLS DR.

MAIL STOP: W11-LEGAL OMAHA, NE 68135

CONFIRMATION NO. 3445
FORMALITIES LETTER
\*OC000000012926470\*

Date Mailed: 06/14/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/20/2004 MAHNED1 00000008 10812854

01 FC:1001 770.00 OP 02 FC:1051 130.00 OP 03 FC:1201 172.00 OP 04 FC:1202 702.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

## **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
   Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
   A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

Additional claim fees of \$874 as a non-small entity, including any required multiple dependent claim fee, are
required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

## **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$1774 for a Large Entity

\$770 Statutory basic filing fee.

- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$874
  - \$172 for 2 independent claims over 3.
  - \$702 for 39 total claims over 20.

Replies should be mailed to:

Mail Stop Missing Parts

**Commissioner for Patents** 

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

PTO/SB/17 (10-03) Approved for use through 07/31/2006. OMB 0651-0032

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BETTE		Under the Paperwork Reduction Act of 1995, no persons are required to
V.	BANE	for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1774

SUBMITTED BY

Name (Print/Type)

Signature

Rocco L Adornato

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Complete if Known					
Application Number	10/812,854				
Filing Date	29 March 2004				
First Named Inventor	Craig Webster				
Examiner Name	Not Known				
Art Unit	2127				
Attorney Docket No.	PAT-032A2				

(Complete (if applicable))

Date

Telephone 888-575-6335

A4609

METHOD OF PAYMENT (check all that apply)	FEE CALCULATION (continued)		
Check Credit card Money Other None	3. ADDITIONAL FEES		
	Large Entity   Small Entity		
Deposit Account:  Deposit Account  501880	Fee Fee Fee Fee Description  Code (\$)	Fee Paid	
Account Number 501880	1051 130 2051 65 Surcharge - late filing fee or oath	130	
Deposit Account West Corporation	1052 50 2052 25 Surcharge - late provisional filing fee or cover sheet		
Name The Director is authorized to: (check all that apply)	1053 130 1053 130 Non-English specification		
Charge fee(s) indicated below Credit any overpayments	1812 2,520 1812 2,520 For filing a request for ex parte reexamination		
Charge any additional fee(s) or any underpayment of fee(s)	1804 920* 1804 920* Requesting publication of SIR prior to Examiner action		
Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.	1805 1,840* 1805 1,840* Requesting publication of SIR after Examiner action		
	1251 110 2251 55 Extension for reply within first month		
FEE CALCULATION	1252 420 2252 210 Extension for reply within second month		
1. BASIC FILING FEE Large Entity Small Entity	1253 950 2253 475 Extension for reply within third month		
Fee Fee Fee Fee Fee Paid Code (\$) Code (\$)	1254 1,480 2254 740 Extension for reply within fourth month		
4004 770 0004 005 HARRA 58 500	1255 2,010 2255 1,005 Extension for reply within fifth month		
1001 770 2001 385 Offlity hing fee 770	1401 330 2401 165 Notice of Appeal		
1003 530 2003 265 Plant filling fee	1402 330 2402 165 Filing a brief in support of an appeal		
1004 770 2004 385 Reissue filing fee	1403 290 2403 145 Request for oral hearing		
1005 160 2005 80 Provisional filing fee	1451 1,510 1451 1,510 Petition to institute a public use proceeding		
SUBTOTAL (1) (\$) 770	1452 110 2452 55 Petition to revive - unavoidable		
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	1453 1,330 2453 665 Petition to revive - unintentional		
Fee from	1501 1,330 2501 665 Othity issue fee (or reissue)		
Extra Claims below Fee Paid  Total Claims 59 -20** = 39 X 18 = 702	7		
Independent	1503 640 2503 320 Plant issue fee		
Claims 5 - 3 - 2	1460 130 1460 130 Petitions to the Commissioner	<u> </u>	
	1807 50 1807 50 Processing fee under 37 CFR 1.17(q)	$\vdash$	
Large Entity   Small Entity Fee Fee   Fee Fee Fee Description	1806 180 1806 180 Submission of Information Disclosure Stmt		
Code (\$)   Code (\$)   1202 18   2202 9 Claims in excess of 20	8021 40 8021 40 Recording each patent assignment per property (times number of properties)		
1202 18 2202 9 Claims in excess of 20 1201 86 2201 43 Independent claims in excess of 3	1809 770 2809 385 Filing a submission after final rejection (37 CFR 1.129(a))		
1203 290 2203 145 Multiple dependent claim, if not paid	d 1810 770 2810 385 For each additional invention to be examined (37 CFR 1.129(b))		
1204 86 2204 43 ** Reissue independent claims over original patent	1801 770 2801 385 Request for Continued Examination (RCE)		
1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent	1802 900 1802 900 Request for expedited examination of a design application		
SUBTOTAL (2) (\$) 874	Other fee (specify)		
**or number previously paid, if greater; For Reissues, see above	*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 130		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Registration No.

40,480